

FARAD CONTINUATION SHEET.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR.
WRIT PETITION NO.11/2005

Office Notes, office Memoranda of Coram
appearances, Court's orders or directions
and Registrar's order.

Court's or Judge's order

CORAM: **B.P. DHARMADHIKARI, J.**
DATED : **10.01.2006.**

1. Heard Advocate Shri N.R. Saboo for petitioner employee and Mrs. A.R. Taiwade, A.G.P. for respondent sole. The challenge in this writ petition is to the order dated 21.12.2004 passed in Complaint (U.L.P.) No. 316/2004 by Member of Industrial Court, Nagpur dismissing the application at exh.2 for staying the operation and effect of order of transfer dated 15.9.2004 by which complainant i.e. present petitioner was

transferred from Ravi Bhavan to Nag Bhavan. Learned member of Industrial Court has on 21.10.2004 itself granted status-quo in favour of present petitioner and that status-quo was in operation till 4.1.2005. On 4.1.2005 this court has while issuing notice before admission continued that status-quo until further orders and the said status-quo is in operation even today. Thus, the order of transfer dated 15.9.2004 has not been implemented till today.

2. Considering the fact that the complaint is of the year 2004 and it relates only to transfer and the point in dispute is very short, I find it wholly unnecessary to go into the merits of the controversies at this stage because taking any view about the competency of authority issuing transferring order would definitely prejudice the parties in final adjudication. Hence, proceedings in Complaint (U.L.P.) No.316/2004 are expedited, and the learned Member of Industrial Court is directed to decide the said complaint as early as possible

and in any case on or before 30.4.2006. The status-quo in operation as on today shall continue till then.

3. Writ petition is accordingly disposed of with the above directions. No costs.

JUDGE

SSW